

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Yetik SERBEST et al.

Group Art Unit : 2663

Appl. No. : 10/015,809

Examiner : Soon D. HYUN

Filed : December 17, 2001

Confirmation No. : 1299

For : SYSTEM AND METHOD FOR MEASUREMENT-BASED
ADAPTIVE CACHING OF VIRTUAL CONNECTIONS

TERMINAL DISCLAIMER

Commissioner for Patents
U.S. Patent and Trademark Office
Customer Service Window, Mail Stop AMENDMENT
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

Your petitioner, AT&T Labs, Inc. (by virtue of a Change of Name from SBC Laboratories, Inc., filed concurrently herewith), having a business address of 9505 Arboretum Boulevard, Austin, Texas 78759, represents that it is the owner of record of the entire right, title and interest of the above-identified application (Application No. 10/015,809) by virtue of an assignment to SBC Technologies Resources, Inc., recorded in the U.S. Patent and Trademark Office on January 20, 2000, at Reel 010522, Frame 0519 (of parent U.S. Application No. 09/487,869 for SYSTEM AND METHOD FOR MEASUREMENT-BASED ADAPTIVE CACHING OF VIRTUAL CONNECTIONS, now U.S. Patent No. 6,343,065). SBC Technologies Resources, Inc., has since changed its name to SBC Laboratories, Inc., which has changed its name to AT&T Labs, Inc., as

indicated by the Recordation Form Cover Sheet and change of name documentation, filed contemporaneously herewith.

The undersigned is an attorney or agent of record (Customer No. 7055) authorized to act on behalf of the assignee in the filing of this terminal disclaimer.

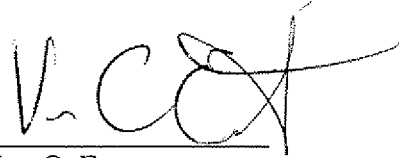
Your petitioner, AT&T Labs, Inc., hereby disclaims, except as provided below, the terminal part of any patent granted on the above-identified application which would extend beyond the expiration date of U.S. Patent No. 6,343,065, and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 6,343,065, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above identified application prior to the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154 to 156 as presently shortened by any terminal disclaimer of U.S. Patent No. 6,343,065 in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims canceled by a reexamination certificate, is reissued, or is otherwise terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer, except for the failure of common ownership stated above.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the

like so made, are punishable by fine or imprisonment, or both under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully Submitted,
Yetik SERBEST et al.

A handwritten signature in black ink, appearing to read 'V. C. Ernest', with a long horizontal stroke extending to the right.

Van C. Ernest
Reg. No. 44,099

December 14, 2006
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